

U.S. PATENT AND TRADEMARK OFFICE
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Seng-Wook Sim et al.

SERIAL NO. : 09/531,658

EXAMINER : Brandon J. Miller

FILED : March 20, 2000

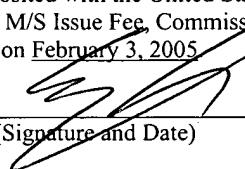
ART UNIT : 2683

FOR: DATA TRANSMITTING AND RECEIVING APPARATUS AND
METHOD FOR A DIGITAL MOBILE STATION

Certificate of Mailing Under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to M/S Issue Fee, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 3, 2005.

Steve Cha, Reg. No. 44,069
(Name of Registered Rep.)


(Signature and Date)

PETITION FOR WITHDRAWAL FROM ISSUE UNDER 37 C.F.R. §1.313(a)

Mail Stop Petition
Commissioner For Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants petition the Commissioner to withdraw the above-identified Patent Application from Issuance, to permit filing a Request for Continuation Application. The Issue Fee for this case was paid on January 21, 2005.

Applicants include a Petition Fee of \$130.00.

The Commissioner is further authorized to charge any deficiencies or to credit any overages to Deposit Account No. 502-470, and accordingly, this Request is submitted in duplicate.

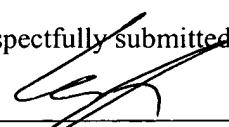
Favorable action on this Petition for Withdrawal of Issue Fee is courteously solicited.

02/09/2005 MAHMED1 00000041 09531658

04 FC:1464

130.00 QP

Respectfully submitted,


Steve Cha
Attorney for Applicants
Registration No. 44,069

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Date: February 3, 2005

RCFA
JW

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FEE
Under 37 CFR 1.17(f), (g) & (h)
TRANSMITTAL**

(Fees are subject to annual revision)

Send completed form to: Commissioner for Patents
P.O. Box 1450, Alexandria, VA 22313-1450

| | |
|------------------------|----------------------|
| Application Number | 09/531,658 |
| Filing Date | March 20, 2000 |
| First Named Inventor | Seng-Wook Sim et al. |
| Art Unit | 2683 |
| Examiner Name | Brandon J. Miller |
| Attorney Docket Number | 5000-1-081 |

Enclosed is a petition filed under 37 CFR 1.313(a) that requires a processing fee (37 CFR 1.17(f), (g), or (h)). Payment of \$ 130.00 is enclosed.

This form should be included with the above-mentioned petition and faxed or mailed to the Office using the appropriate Mail Stop (e.g., Mail Stop Petition), if applicable. For transmittal of processing fees under 37 CFR 1.17(i), see form PTO/SB/17i.

Payment of Fees (small entity amounts are NOT available for the petition fees)

The Commissioner is hereby authorized to charge the following fees to Deposit Account No. 502-470:

petition fee under 37 CFR 1.17(f), (g) or (h) any deficiency of fees and credit of any overpayments
Enclose a duplicative copy of this form for fee processing.

Check in the amount of \$ 130.00 is enclosed.

Payment by credit card (Form PTO-2038 or equivalent enclosed). Do not provide credit card information on this form.

Petition Fees under 37 CFR 1.17(f): Fee \$400 Fee Code 1462

For petitions filed under:

§ 1.53(e) - to accord a filing date.
§ 1.57(a) - to accord a filing date.
§ 1.182 - for decision on a question not specifically provided for.
§ 1.183 - to suspend the rules.
§ 1.378(e) - for reconsideration of decision on petition refusing to accept delayed payment of maintenance fee in an expired patent.
§ 1.741(b) - to accord a filing date to an application under § 1.740 for extension of a patent term.

Petition Fees under 37 CFR 1.17(g): Fee \$200 Fee Code 1463

For petitions filed under:

§ 1.12 - for access to an assignment record.
§ 1.14 - for access to an application.
§ 1.47 - for filing by other than all the inventors or a person not the inventor.
§ 1.59 - for expungement of information.
§ 1.103(a) - to suspend action in an application.
§ 1.136(b) - for review of a request for extension of time when the provisions of section 1.136(a) are not available.
§ 1.295 - for review of refusal to publish a statutory invention registration.
§ 1.296 - to withdraw a request for publication of a statutory invention registration filed on or after the date the notice of intent to publish issued.
§ 1.377 - for review of decision refusing to accept and record payment of a maintenance fee filed prior to expiration of a patent.
§ 1.550(c) - for patent owner requests for extension of time in *ex parte* reexamination proceedings.
§ 1.956 - for patent owner requests for extension of time in *inter partes* reexamination proceedings.
§ 5.12 - for expedited handling of a foreign filing license.
§ 5.15 - for changing the scope of a license.
§ 5.25 - for retroactive license.

Petition Fees under 37 CFR 1.17(h): Fee \$130 Fee Code 1464

For petitions filed under:

§ 1.19(g) - to request documents in a form other than that provided in this part.
§ 1.84 - for accepting color drawings or photographs.
§ 1.91 - for entry of a model or exhibit.
§ 1.102(d) - to make an application special.
§ 1.138(c) - to expressly abandon an application to avoid publication.
§ 1.313 - to withdraw an application from issue.
§ 1.314 - to defer issuance of a patent.

Signature

Steve Cha

Typed or printed name

2/3/05

Date

44,069

Registration No., if applicable

This collection of information is required by 37 CFR 1.17. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 5 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.